

SIKKIM



GOVERNMENT

GAZETTE

**EXTRAORDINARY
PUBLISHED BY AUTHORITY**

Gangtok

Friday 21st November, 2014

No. 494

**GOVERNMENT OF SIKKIM
HUMAN RESOURCE DEVELOPMENT DEPARTMENT
GANGTOK**

No:934/Dir/HRDD(SE)

Date: 19/11/2014

Notification

Whereas the State Government has deemed it expedient to set up a Board with the view to select teachers for appointment to the Government Schools of Sikkim as provided by Human Resource Development Department (Pre-Primary Teachers, Primary Teachers, Graduate Teachers, Post Graduate Teachers) Recruitment Rules, 1991 and under other relevant laws and statutes and matter connected therewith and incidental thereto:

Now therefore, in exercise of the powers conferred by rule 4A of the (Pre-Primary Teachers, Primary Teachers, Graduate Teachers, Post Graduate Teachers) Recruitment Rules, 1991, the State Government is hereby pleased to make the following regulations, namely:-

**Short title and
commencement**

1. (1) These regulations may be called the Sikkim State Teachers Recruitment Board Regulations, 2014.
- (2) They shall come into force at once.

**Jurisdiction, powers
and functions of the
Board:**

2. The Sikkim State Teachers' Recruitment Board (hereinafter referred to as Board), having jurisdiction throughout the State of Sikkim, shall exercise the following powers and perform the following functions, namely:-
 - (1) initially and from time to time prepare guidelines as per the National Council for Teacher Education (NTE) / Right of Children to Free and Compulsory Education (RTE) Act and the norms as the case may be, on matter relating to the method of direct recruitment of Pre-Primary, Primary, Graduate, Post Graduate Teachers under Human Resource Development Department;
 - (2) conduct test and examinations, hold interviews and select candidates for being appointed as teachers in Government schools or such other schools as may be assigned to it by the Government;

Provided that the Sikkim Public Service Commission shall

continue the process of recruitment for the post which have been notified and already advertised;

- (3) select and invite experts, including question paper setters, and appoint examiners or examination agencies for the purposes specified in clause 2;
- (4) make recommendations to the Human Resource Development Department or the State Government of candidates to be appointed to posts of Pre-Primary, Primary, Graduate or Post Graduate Teachers;
- (5) assign the dates and venues of tests, examinations and interviews it is required to conduct and advertise the same, scrutinize applications and accept or reject them based on eligibility conditions;
- (6) adopt appropriate method of examining candidates for selection for appointment to teachers' posts;
- (7) fix the emoluments and traveling and other allowances of the examiners and experts;
- (8) administer the funds placed at the disposal of the Board;
- (9) perform such other duties and functions and exercise such other powers as may be prescribed.

Composition of the Board:

3. (1) The Board shall consist of a Chairperson and 2 (two) other members to be appointed by the State Government based on the recommendation of a Committee consisting of the Chief Secretary and the Secretaries of Human Resource Development Department and Department of Personnel. The procedure to adopt by the Committee shall be as follows.
- (2) The Secretaries in charge of Human Resource Development Department shall jointly propose the names of persons for the post of Chairman and Member(s) of the Board which shall be at least twice the number of vacancies to be filled up based on the criteria and qualification mentioned in clause 4 and 5. The Committee shall consider the bio-data of the candidates proposed and recommend the names of the suitable candidate(s) to the Government of approval.

Term and qualification for appointment of Chairman:

4. (1) The Chairman shall, unless disqualified for continuing as such, hold office for a term of 3 (three) years. The term may be further extended by 3 (three) years but in no cases shall the Chairman continue beyond 6 (six) years.
- (2) No person shall qualify for appointment as Chairman unless he:-
 - (a) possesses a post graduate degree from any recognized university/ institution or have any other equivalent academic qualifications; or
 - (b) has worked in a Group A service under any State or Central Government for at least 5 (five) years; or
 - (c) is an eminent educationist

- (d) has been a member of the Board for at least 1 (one) term.

Term and qualification for appointment of Members:

5. (1) A member of the Board shall, unless disqualified for continuing as such, hold office for a term of 3 (three) years. The term may be further extended by 3 (three) years but in no case shall be a member continue beyond 6 (six) years.
- (2) No person shall qualify for appointment as member unless he;-
- (a) possesses a post graduate degree from any recognized university/ institution or have any other equivalent academic qualifications; or
- (b) has worked in a Group B service under any State or Central Government for at least 5 (five) years; or
- (c) is an eminent educationist:

Provided that all the incumbents shall not be from one social category.

Powers and functions of the Chairman:

6. The Chairman shall exercise the following powers and functions; namely:-
- (a) to convene and preside over the meetings of the Board;
- (b) to approve decisions taken with respect to dispensing business of the Board;
- (c) to perform routine functions in the capacity of the administrative head of the Board;
- (d) to act as the Head of The Department for the purposes of Sikkim Financial rules and with respect to transacting business of the Board.

Powers and functions of the Members:

7. The members shall exercise the following powers and functions; namely:-
- (a) to attend meetings of the Board;
- (b) to exercise such powers as may be delegated by the Chairman;
- (c) to carry out any other function that may be assigned to him/ her by the Chairman.

Quorum for Board meetings:

8. The Chairman shall convene Board meetings at such times and on such matters as may be considered necessary by him. The Chairman shall preside over all such meetings and the quorum shall be achieved if the Chairman and one other member are present. All decisions shall normally be taken by consensus, however, in case of any dispute and decision of the Chairman shall be final.

State Government rules to apply:

9. The Sikkim Government Service Conduct Rules, 1981 shall be applicable to the Chairman and Members of the Board in the same way as it is applicable to Government of Sikkim employees.

Pay and allowances of Chairman and Members:

10. The pay of the Chairman of the Board shall be in the Pay Band 4 (Rs. 32000-60000) and Grade pay of Rs. 9000/- and of the Members shall be in the Pay Band 3 (Rs. 15200-39100) and Grade Pay of

Rs. 8700/- Allowances shall be as admissible to officers of equivalent rank under the State Government:

Provided that if a serving officer is posted on deputation as Chairman or Member then he or she shall carry his own pay and allowances.

Removal of Chairman or members:

11. The Chairman or a member of the Board may be removed from office by an order of the State Government on the ground of proven misbehavior or on the happening of one or more of the following event, namely:-

- (a) is adjudged as an insolvent; or
- (b) refuses to function or becomes incapable of functioning; or
- (c) is of unsound mind; or
- (d) has so abused his office as to render his continuance in office detrimental to the public interest; or
- (e) is convicted for an offence by a competent Court; or
- (f) remains absent without obtaining leave for a period of more than 1 (one) month.

Provided that the Chairman or member shall without being given an opportunity of being heard.

Vacancy to be filled up

12. If a vacancy occurs in the office of the Chairman or member of the Board, whether by reason of his death, resignation or otherwise, such vacancy shall be filled up within a period of 1(one) month, by making a fresh appointment as provided in clause 3.

Officers of the Board

13. (1) The board shall be assisted by its function by the following officials which shall be appointed by the Government on deputation for a period of 5 (five) years.
- i) Joint Secretary or an officer of an equivalent rank
 - ii) Deputy Secretary or an Officer of an equivalent rank
 - iii) Under Secretary or officer of an equivalent rank
- 2) The board shall have such ministerial staff posted to it as may be necessary
- 3) The board shall be administratively controlled by the Human Resource Development Department, Government of Sikkim.

Dissolution of the Board:

14. The State Government of Sikkim, if it deems it expedient in the public interest, dissolve the Board and transfer all its powers and functions to any agency without assigning any reason for the same.

By order and in the name of the Governor

**Principal Secretary
Human Resource Dev. Department**